IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 508 of 1999
with
CIVIL APPLICATION No 11584 of 1999
with
CIVIL APPLICATION No 12536 of 1999

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

VIMAL CHEMICALS

Versus

NEW RELIEF SOAP FACTORY

Appearance:
1. Appeal from Order No. 508 of 1999
MR KAPIL K ACHARYA for Appellant No.
MR YJ TRIVEDI for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 17/01/2005

ORAL JUDGEMENT

1. This Appeal from Order is preferred against the order dated 20th September, 1999 below Exh. 5 and 11 in Civil Suit No. 9/99 passed by the learned 2nd Joint

Civil Judge (S.D.) Nadiad, whereby the trial Court has dismissed the ad-interim injuction application.

2. I have heard learned counsel for the parties and have perused the relevant documents on record. This Court, while admitting the Appeal from Order, has not granted any stay order. However, a consensus has been arrived at between the parties and on the basis of such consensus, the appellant is directed to make an application for expediting the hearing of the said Suit since the suit is of the year 1999.

3. Therefore, without entering into the merits of the matter, the appellant is directed to make an application for expediting the hearing of Special Civil Suit No.9 of 1999, pending before the learned 2nd Joint Civil Judge (S.D.), Nadiad. On receipt of the said application from the appellant, the trial Court shall hear and dispose of the same as expeditiously as possible and preferably within a period of one year from the date of the application.

4. With the above observations and directions, the Appeal from Order stands disposed of.

CIVIL APPLICATION Nos. 11584 of 1999 & 12536 of 1999:

In view of the order passed in the Appeal from Order, no orders on this Civil Applications. The Civil Applications stand disposed of accordingly. Notice is discharged.

[K.S. JHAVERI, J.]

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